

CERTIFICATE OF FACSIMILE TRANSMISSION: I hereby certify that this paper (along with any referred to as being attached or enclosed) is being facsimile transmitted to the USPTO at Office of Petition Fax. No. 571-273-0025 on June 10, 2006:



Paul L. Hickman

Date: 06/10/06

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

HICKMAN *773617*
 APPLICATION NO.: 10/733,617
 FILED: 02/06/2004
 FOR: EXERCISE AND HEALTH
 EQUIPMENT (AS AMENDED)

ATTY. DKT. NO. CYBRP001.US05
EXAMINER: GLENN RICHMAN
ART UNIT: 3764
CONFIRMATION NO: 7761
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JUN 12 2006

OFFICE OF PETITIONS

PETITION UNDER 37 C.F.R. § 1.313(c)(2)
WITHDRAWAL FROM ISSUE – ISSUE FEE PAID

Mail Stop 313(c)
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

1. Applicant petitions that the above-referenced application be withdrawn from issue. The Issue Fee was paid on 04/30/06.
2. Applicant seeks withdraw from issue of this application under 37 C.F.R. § 1.313(c)(2) for consideration of the Request for Continued Examination (RCE) under 37 C.R.R. § 1.114 filed concurrently on 06/10/06 (copy enclosed). The RCE is submitted for the consideration of an Information Disclosure Statement (IDS) and a Preliminary Amendment, also filed on 06/10/06.

The Commissioner is authorized to charge any fees due for the timely filing

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of this petition including, but not limited to, the petition fee of \$130.00 under 37 C.F.R. § 1.17(h) to Deposit Account No. 50-3539. Applicant claims small entity status.

Respectfully submitted,
Technology & Intellectual
Property Strategies Group PC



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- 2 -

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To:	Office of Petitions, USPTO	From:	Paul Hickman
Fax:	571-273-0025	Pages:	(including cover sheet) 23
Phone:		Date:	06/10/06
Re:	U.S. Pat. Appl. No. 10/773,617 Exercise and Health Equipment Filed 02/08/04 Our Ref.: CYBRP001.US05	CC:	

Transmitted herewith for the above-identified patent application are:

- 1) A copy of the Issue Notification for this application
- 2) A Petition under 37 C.F.R. §1.313(c)(2) Withdrawal from Issue – Issue Fee Paid
- 3) A copy of a Request for Continued Examination (RCE) Transmittal (filed 06/10/06)

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NO.	ISSUE DATE	PATENT NO.	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/773,617	06/20/2006	7063645	59174-8001.US03	7761

43963 7590 06/31/2006

**TECHNOLOGY & INTELLECTUAL PROPERTY STRATEGIES
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ISSUE NOTIFICATION

The projected patent number and issue date are specified above.

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
(application filed on or after May 29, 2000)

The Patent Term Adjustment is 0 day(s). Any patent to issue from the above-identified application will include an indication of the adjustment on the front page.

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571) 272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.

APPLICANT(s) (up to 18 names are included below, see PAIR WEB site <http://pair.uspto.gov> for additional applicants):

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